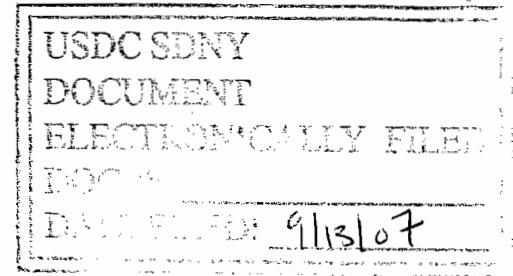


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

X

THE NEW YORK CITY DISTRICT COUNCIL  
OF CARPENTERS PENSION FUND, NEW  
YORK CITY DISTRICT COUNCIL OF  
CARPENTERS WELFARE FUND, NEW YORK  
CITY DISTRICT COUNCIL OF CARPENTERS  
VACATION FUND, NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS  
ANNUITY FUND, NEW YORK CITY DISTRICT  
COUNCIL OF CARPENTERS APPRENTICESHIP,  
JOURNEYMAN RETRAINING, EDUCATIONAL  
AND INDUSTRY FUND, NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS CHARITY  
FUND, and THE NEW YORK CITY AND VICINITY  
CARPENTERS LABOR MANAGEMENT  
COOPERATION FUND, by MICHAEL J. FORDE  
and PAUL O'BRIEN, as TRUSTEES,



07 CV 3981 (DAB)  
ECF CASE

**DEFAULT JUDGMENT**

Plaintiffs,

-against-

M&S FABRICATORS & ERECTORS INC.,

Defendant.

X

This action having been commenced on May 22, 2007 by the filing of a Summons and Complaint, and a copy of the Summons and Complaint having been served on the defendant M&S Fabricators & Erectors Inc. on June 1, 2007 by delivering two (2) true copies of the same to the Secretary of the State of New York, pursuant to Section 306(b) of New York Business Corporation Law, and a proof of service having been filed on June 14, 2007 and the defendant not having answered the Complaint, and the time for answering the Complaint having expired, and the Clerk of the Court having issued its certificate of default on July 18, 2007, it is

ORDERED, ADJUDGED AND DECREED: That the Plaintiffs have judgment against Defendant, pursuant to the arbitration award, in the liquidated amount of \$2,400.00, representing costs and fees arising out of the arbitration, in addition to attorneys' fees and costs arising out of this action in the amount of \$1,185.00 for a total of \$3,585.00 and that M&S Fabricators & Erectors Inc. and its officers are ordered to produce any and all books and records relating to M&S Fabricators & Erectors Inc. for the period of October 1, 2004 through March 1, 2007.

Dated: September 13, 2007  
New York, New York

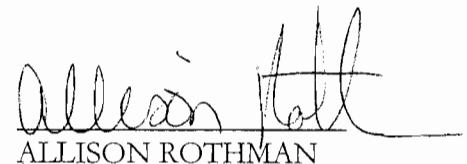
Deborah A. Batts  
Honorable Deborah A. Batts  
United States District Judge

This document was entered on the docket  
on \_\_\_\_\_.

STATE OF NEW YORK )  
                         :SS.:  
COUNTY OF NEW YORK )

ALLISON ROTHMAN, being duly sworn, deposes and says: I am not a party to the action, am over 18 years of age and reside in New City, New York. On the 20<sup>th</sup> day of July, 2007, I served the plaintiffs' **NOTICE OF MOTION** and **SUPPORTING DOCUMENTATION** to the following party by depositing a true copy thereof in a post-paid wrapper, in an official depository, under the exclusive care and custody of the United States Postal Service within New York State, addressed to the following person at the last known address set forth after the name below:

TO: M&S Fabricators & Erectors Inc.  
P.O. Box 2416  
North Babylon, NY 11703



ALLISON ROTHMAN

Sworn to before me this  
20<sup>th</sup> day of July, 2007



NOTARY PUBLIC

JASON FUIMAN  
Notary Public, State of New York  
No. 02FU6104740  
Qualified in New York County  
Commission Expires January 26, 2008